

United States District Court
Southern District of Texas
of the electronic record filed on 10/16/24
in the United States District Court
for the District of Minnesota

ENTERED

October 16, 2024

October 16, 2024

Nathan Ochsen, Clerk

Katherine Fogarty, Clerk

**UNITED STATES JUDICIAL PANEL
on
MULTIDISTRICT LITIGATION**

CERTIFIED,

BY:



Deputy Clerk

**IN RE: DIVIDEND SOLAR FINANCE, LLC, AND
FIFTH THIRD BANK SALES AND LENDING
PRACTICES LITIGATION**

MDL No. 3128

(SEE ATTACHED SCHEDULE)

CONDITIONAL TRANSFER ORDER (CTO -1)

On October 3, 2024, the Panel transferred 5 civil action(s) to the United States District Court for the District of Minnesota for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. *See* F.Supp.3d (J.P.M.L. 2024). Since that time, no additional action(s) have been transferred to the District of Minnesota. With the consent of that court, all such actions have been assigned to the Honorable Katherine Marie Menendez.

It appears that the action(s) on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the District of Minnesota and assigned to Judge Menendez.

Pursuant to Rule 7.1 of the Rules of Procedure of the United States Judicial Panel on Multidistrict Litigation, the action(s) on the attached schedule are transferred under 28 U.S.C. § 1407 to the District of Minnesota for the reasons stated in the order of October 3, 2024, and, with the consent of that court, assigned to the Honorable Katherine Marie Menendez.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the District of Minnesota. The transmittal of this order to said Clerk shall be stayed 7 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 7-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:

Marcella R. Lockert

Marcella R. Lockert
Acting Clerk of the Panel

Inasmuch as no objection is
pending at this time, the
stay is lifted.

Oct 15, 2024

CLERK'S OFFICE
UNITED STATES
JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

**IN RE: DIVIDEND SOLAR FINANCE, LLC, AND
FIFTH THIRD BANK SALES AND LENDING
PRACTICES LITIGATION**

MDL No. 3128

SCHEDULE CTO-1 – TAG-ALONG ACTIONS

<u>DIST</u>	<u>DIV.</u>	<u>C.A.NO.</u>	<u>CASE CAPTION</u>
CONNECTICUT			
CT	3	24-00881	Goodrich v. Fifth Third Bank, N.A. 24-3918 KMM/DTS
FLORIDA MIDDLE			
FLM	2	23-00849	Smith v. Lumio HX, Inc. et al 24-3920 KMM/DTS
FLM	3	24-00969	Van Santen et al v. Fifth Third Bank National Association et al 24-3921 KMM/DTS
FLM	6	24-00979	Pierce, Jr. v. Dividend Finance et al 24-3922 KMM/DTS
GEORGIA MIDDLE			
GAM	3	24-00057	METZ v. DIVIDEND 24-3923 KMM/DTS
GAM	5	24-00027	KREMIN v. DIVIDEND 24-3924 KMM/DTS
GEORGIA NORTHERN			
GAN	1	24-00832	Carter v. Dividend Solar Finance LLC 24-3925 KMM/DTS
GAN	1	24-00833	Watson v. Dividend Solar Finance LLC 24-3926 KMM/DTS
GAN	2	24-00126	Ivester v. Dividend 24-3927 KMM/DTS
GAN	3	24-00058	Cox v. Dividend Solar Finance, LLC 24-3928 KMM/DTS
GAN	3	24-00078	Cooper v. Dividend, a Division of Fifth Third Bank, National Association 24-3929 KMM/DTS
ILLINOIS CENTRAL			
ILC	4	23-04075	McCune v. Dividend Solar Finance LLC Opposed 10/11/24
ILLINOIS NORTHERN			
ILN	4	23-03767	Kean et al v. Carbon Solutions SREC LLC et al Opposed 10/11/24
ILLINOIS SOUTHERN			
ILS	3	23-03870	Parr et al v. Dividend Solar Finance LLC Opposed 10/11/24
MICHIGAN WESTERN			
MIW	1	23-80038	Dustin Smith v. Dividend Solar Finance LLC 24-3930 KMM/DTS

TEXAS SOUTHERN

TXS	4	23-03305	Pyeatt et al v. Dividend Fiance Inc. 24-3931 KMM/DTS
TXS	4	23-04857	Klen v. Dividend Solar Finance LLC 24-3932 KMM/

TEXAS WESTERN

TXW	5	24-00411	Quizhpi v. Dividend Solar Finance, LLC 24-3933 KMM/DTS
-----	---	----------	---------------------------------------------------------------